concerning the prisoner's contention that Rose, Webber, Vallon and Schepps had conspired to "frame" Becker for the Rosenthal murder.

After a brief delay the runty, broad-shouldered Sullivan came into court, grinning to right and left and whispering out of the side of his days before the murder? A. No. mouth at several friends he recognized in the courtroom throng. As DIDN'T VOLUNTEER INFORMAhe mounted the stand and flung himself into the witness chair he turned a broad grin on Justice Goff.

SULLIVAN'S GRIN DISPLEASES THE COURT.

The Court did not like Sullivan's grin, nor his attitude and set out at once to subdue and tame the witness. The Court lectured Sullivan at length and warned him that he would be punished if he repeated his former exhibition of bluster and rage on the stand.

"But I oughter be"-started Sullivan, when a warning frown and a tap of the gavel stopped him.

He was tamed and continued in a state of subjugation throughout his new and startling testimony for Becker. He swore to the plot to "frame" Becker and described a dozen conversations he had with Rose and Webber. while, as he alleged, they were urging him to join in helping the District-Attorney to convict the accused policeman. He swore Webber had offered him \$25,000 if he would corroborate Rose and himself (Webber); that he was asked to name his price and told that as a Jew he should join them against such avowed Jew-haters as "that Dutch --- Becker."

TELLS OF WEBBER'S GRUESOME WISH.

This was from the lips of Webber, according to the witness. There was much more concerning Webber's hatred of Rosenthal and Webber's statements that he "would like to lie down beside Rosenthal in his grave." There was profanity in almost every other sentence and there were picturesque descriptions that broke up the order of the court more than once.

And in conclusion Sullivan got on the record that Assistant District-Attorney Moss sent him a threatening letter. The eager witness blurted this out while Justice Goff was waving him from the stand. As he left the gloom of the defense had entirely dissipated and John W. Hart wore Yes. He said he had heard I was asa broad smile.

mate friend of Becker.

gaming house last April.

The answer was ruled out,

nen out of the house.

Objection sustained.

in Brooklyn?"

POLICEMAN TELLS OF A TALK

IN ROSENTHAL'S PLACE.

Central Office detective last February,

was the next witness. He was asked to

tell of the conversation between Mrs.

Rosenthal, Webber and Vallon at No.

Q. You overheard a conversation? A. Yes, I heard Mrs. Rosenthal order

"Did you hear Mrs. Rosenthal order

Webber and Vallon out of her house

and tell them that she blamed them for an attempt to kill her husband?"

Q. Did you hear "Bridgie" Web-ber charge Kerman Rosenthal with

having been responsible for hav-ing his (Webber's) jaw broken? A.

"Did Rose ever take you to the gam-ling house of a man named Allworth

Mr. Hart sought in vain to bring out

that Rose was Becker's stool pigeon.

The Court would not allow the witness to testify of conversations he had over-

heard between Vallon and Rosenthal. "Did Rose ever offer to take you into

Q. Shortly before the murder of

A. Yes. About 3 o'clock on the

morning of July 10, 11 or 12—just before the murder—I met Rose, Webber and Vallen at the corner of

First avenue en. Thirty-n: the street. Bose came up to me and said: 'Isn't Rosenthal a mighty good friend of yours?' I told Bose

that Morman was my good friend. 'Well,' said Bose to me, 'if Mosen-

thal is your friend, you go to him

him to keep his mouth shut, or

NEVER TOLD ANY ONE ABOUT

THE THREAT.

Q. (On cross-examination) And did

you tell any one about that threat of

Q. Why didn't you? A. Well— (The witness sputtered inaudibly, which brought an explosion from the

Q. Were you anxious to bring the

Q. Then I suppose you went to Com-missioner Waldo and told him that two

Foye said he had reported this threat

of Rose to Becker. Later he (Foye)

"Did you tell the Mayor of this threat of Bose?" cried Mr. Moss.

"H-no," stammered the witness.
Q. (Savagely)—Why didn't you tell the

Q. Why didn't you volunteer this highly important information? A. Because

the Mayor told me not to say anything

Q. You didn't tell the District-Attor-

ney anything about this threat of Rose

"Because I thought the Dis-

trict-Attorney's office was trying to make it out that all policemen

were parties to the murder of Bosenthal, and I didn't like the at-

Q. Whom did you tell of that conversation? A. I think I told Lieut.

didn't. I thought Lieut. Becker was

titude of the District-Attorney."

but answers to his questions.

'Why?' shouted Moss.

enough to tell.

No. air.

Mayor? A. Because he didn't ask me.

went with Becker to Mayor Gaynor.

assassins to justice? A. Yes, sir.

shut for all time? A. No. sir.

I'll shut it for him for keeps.'

Rose's? A. No.

prosecutor.)

A notable feature of the testimony at the morning session was that of Police-man Foye, who declared he had heard Webber upbraid Resenthal, and that Jack Rose had threatened to shut up the gambler for all time. On cross-examination Fave got hadly mixed and was forced to admit he had not mentioned these threats when he called on Mayor Gaynor after the murder.

Becker's statement that he was insisting that his counsel put him on the stand was issued just before the trial was resumed. It said:

"I am willing and anzious to take the stand. I think my testimony would clarify the atmosphere and put the jury in a better position to guage the evidence of Rose, Echepps, Vallon and Webber at its proper value. I am corry that Justice Goff would not admit in evidence Mr. Monra letter to Jack fallivan. That would have helped

"As I have said heretofore, I will take the stand if given an oppor-tunity, but I am not a lawyer and will only do so with Mr. McIntyre's

BECKER IN EXCITED TALK WITH COUNSEL.

One defendant arrived at his place a the prisoner's table twenty minutes be-fore the arrival of Justice Goff and was soon engaged in an earnest and excited conference with his lawyers. Twice he in the rear of the tribunal to join in gambling houses so that you, as a police this confab. John F. McIntyre was the last to arrive in court and join in the gambling houses?"

Objections sustained. called his wife from her secluded seat consultation with the attorneys for Jack Bullivan and Chauffeur Shapiro in an adjoining room, and he came to his scat looking flushed and angry. Becker at once called him to his side and then oned to Mrs. Becker to join them. It was stated after the conference

that Becker had continued to demand ion to take the stand. whereupon Mr. McIntyre offered in evi-Kings County Court, proving that the people's winess, Morris Luban, had been

convicted of felony.

Assistant District-Attorney Moss obcted to the introduction of this evidence on the ground that the conviction of Luban had been set aside by Judge Dike, before whom Luban had been

GETS RECORD OF CONVICTION BEFORE THE JURY.

Justice Goff permitted the record to to in evidence upon the agreement that the conviction had been set aside. Mr. McIntyre then road the record which stated that Luban had been convicted of forgery in the second degree and that Judge Dike had refused to permit the verdict to stand.

This technical matter disposed of, or three days before the murder you heard Rose say that Rosenthal better been one of Becker's strong arm raid-ers, was called and added to the evikeep his mouth shut or it would be dence already introduced concerning the Rosenthal raid last April. This police witness corroborated his brother policemen concerning Mrs. Rosenthal's request to Becker not to arrest her nephew, Herbert Hull. Dougherty put the same words in Mrs. Rosenthal's mouth that she was alleged to have uttered in the presence of half a doser

Mr. Hart got from the witness that he had not seen Margolis, the tipster who swore for the District-Attorney that the raid was a "fake," and that Becker's men had never been in the place to get the evidence they awore to their affidavits. Dougherty saw Margolis out on the street in front of the sambling house, but denied that Mar-Q. (By Mr. Moss)—How long have you known Becker, Shephard, Steinert and White? A. About a year.

Q. Been on several raids with them? DENIES JACK ROSE'S STORY OF

DINNER WITH BECKER. That ended Dougherty, and John B Maher, a theatrical manager and once chief deputy of detectives in the Diswith Becker at 6.30 o'clock on the night of July 6, spending their time on Sec-Third avenues and then at Luchow's, where they had dinner with Magistrate McQuade, leaving Becker at

o'clock. Rose was not present. This was the night Johepps and Bose swore they had dired with Booker at Eschow's after the Sam Paul raid, when, Bose swore, Book-or had reiterated his dominds that Boomthal be billed. A. I told quite a few policemen. Q. Did you go to the Mayor's office with bleut Becker? A. Yes, sir.
Q. Did you then tell His Honor of

TION TO GAYNOR.

Q. Didn't you tell His Honor the Mayor! A. No. Mayor Gaynor told me he wanted me to answer questions he would put to me. I did not volunteer any information to the Mayor.

Q. Well, if you thought the District-Attorney's office was trying to make murderers out of all policemen, did you tell all your brother officers they ought to stand together for Lieut. Becker?

Q. Did you tell all policemen they ought to give testimony for Lieut. Becker? A. No.

Q. Old you know Lleut, Shea? (One

to testify for Becker? A. No, sir, Q. What were you doing in Rosenthal's house in February, when you say would not be a witness for Becker? A. you heard Mrs. Rosenthal order Webber No. but he asked 'Jack' not to be a from her house? Were you looking for witness for Becker. Charley Reich, as the District-Attorney evidence? A. No. sir.

Q. Were you there on business? A.

Q. Police business? A. No. Q. Private business? A. Yes.

Q. Did you know Rosenthal was reputed gambler? A. Yes. Q. Did you know his house was a reputed gambling house? A. Not then. Q. Did you ever talk to Becker about

sociating with gamblers, and I told him why I had gone there. On redirect examination Mr. Hari was not permitted to ask Maher why he anked: left the District-Attorney's office. He

Q. What was your private business admitted he had been a long and intiat the Rosenthal house? A. At that time my wife, Mrs. Foye, was running n hairdressing establishment and Mrs. Rosenthal was a customer. Patrolman Charles C. Poye, who was

SWEARS TO GOOD CHARACTER OF LIEUT. BECKER.

The sensational testimony of Policeman Foye was followed by the char-104 West Forty-fifth street, Rosonthal's acter evidence of Ben Moses of No. 21 Park Row. Mr. Moses came up smiling and continued to grin until Mr. Moss got after him and asked:

Q. Did you ever hear any one proclaim Lieut. Becker's reputation for peace and quiet? A. No. Q. Did you ever hear that Lieut. Becker used force and brutality in his

To show Rose, Vallon and Webber's nostility to Rosenthal, the defense was

matters.

Q. Policemen are your largest sub-scribers, aren't they? A. Yes. Mr. Moss-You can come down. JACK SULLIVAN'S BROTHER A

WITNESS FOR BECKER.

Charles Reich, a brother of Jack Sul-livan, and himself an automobile sales-man, was called. His mild voice was in direct contrast to that of his blustering Q. (By Mr. Hart) On Aug. 9 did you see Jack Sullivan, Rose, Webber and Vallon in the Fifty-third street prison?

What was said at that meeting?" Objection sustained.
Q. Did Bose say that if it had not been for him Webber and Vallon would not have had immunity? A. Yes. He wanted to do

nity? A. Yes. Me wanted to do
the same for Jack.
Q. What did He say to you? A.
He said he had had to testify to
what he did before the Grand
Jury to save himself. He said
"self-preservation is the first law
of nature." and said Jack Bullivan, my brother, was a fool if he
didn't follow suit.
Q. Did Hose say he had
"framed" Becker to save himself?
A. Mo. Q. Did Race say to you that he was

Q. Did Rose say to you that he was allowed considerable time to converse with Schepps so that when Schepps went into the Grand Jury room he would know what to say? A. No, I didn't hear anything like that, but I saw Rose and Vallon—

The prosecution interposed and cut the witness are says.

he witness short.

Q. Did "Bridgie" Webber, while in the Fifty-third street prison, say that he would put up \$25,000 fog your brother to go into the hotel business if Jack would listen to reason and join with him and Bose?

A. Yes, he said just that, and he made the offer in my presence.

WHAT WEBBER SAID TO JACK SULLIVAN. Becker only.

Q. Well, of course, you went to the Police Commissioner and told him all up \$5,000 !f Jack would say Becker was about that row, didn't you? A. No. I implicated in the homicide of Rosenthal? A. Not in those words.

Q. What did he say? A. Webber said he told the District-Attempt he had seen Jack with Becker, and that Jack said, ought not to stick to him. Jack said, o'll did not see him. How can I swear dicted for murder after that, wasn't to what you want me to?"
he? A. Yes, sir.

Q. Did you then tell any public ofwanted Jack to swear he was Becker's

ficial whatever of what you had heard? collector? A. No, sir.

Q. Did Becker ask you not to tell any one? A. No.

Q. After he was in prison did you then tell any one of what Ross said? But I heard Webber say to Jack, "Why

With us? The witness swore that he heard Webber and Rose promise to swear to sullivan's innocence in affidavits if he

"They said," continued the witness, "that they would give the
District-Attorney an amdavit and
me one too, for 'Jack,' if he would
only go in with them."

only go in with them."
Q. On Aug. 10 were you present at a conference between your brother "Jack" and Assistant District-Altorney Smith?
A. Yes. Smith told "Jack" the "fellows apstairs" were his friends and were willupstairs" were his friends and were willing to swear 'Jack' was innocent, but
that they wanted "Jack" to swear he
had seen Becker with them in Fortysecond sireet after Rosenthal was
killed. "Jack" said he could not swear
to trat, because he hadn't seen Becker
there.

there.
Q. Did Roce say to you 'Charley, take that brother of yours to hell out of here?" A. He said that only as a loke. SAID JACK WAS ACTING LIKE A

of Becker's strongest witnesses.) A. Q. Did he refer to your brother as Q. Did he ever tell you he was going boob? A. Yes, that is just what he said—that Jack was acting like a boob. Q Did Webber ask your brother "Jack" to put in an affidavit that he

> said be regarded bis evidence as in the nature of a boomerang for the de-fense. He believed Reich falled to show that Rose and Webber had tried to force Sullivan to join the State's wit-nesses against Becker.
>
> The failure by Becker's witnesses to show up caused frequent delays.
>
> LAWYER LEVY CALLED, BUT

> TESTIMONY IS STRICKEN OUT. Aaron J. Levy, attorney for Chauffeurs
> William Shapiro and Louis Libby, was
> called for a five-minute break.
> Q. At any time while you represented
> Libby or Shapiro did you receive any
> compensation from Becker? A. I did
> not; I am sorry to say no one has compensated me for my work.
>
> Q. Did Becker retain you to defend
> Shapiro and Libby? A. He did not.

The Court-Questions and answers ex-Levy was then permitted to leave the witness stand.

witness stand.

A number of witnesses, including Magistrate Appleton and James W. Osborne, were called by the defense, but they failed to respond.

"May it please the Court," said Mr.

to recall witness Samuel Goodman for further examination, but Justice Goff refused to allow the witness to be re-

ways heard Becker well spoken of Then would have witnesses to call in re-Mr. Moss cross-examined. buttal. The Prosecutor replied in the Q. is your paper a police newspaper?
A. Mostly so; it deals with civil service
Then Justice Goff surprised the defense

pose of alding the defendant in es-tablishing his contention that there was motive for a consipacy against

"Evidence addroed since those witnesses were on the stand make it only fair to the defense that those particular witnesses be recalled and be allowed to answer the stand witnesses be recalled and be allowed to answer the standard witnesses which had been excluded. questions which had been excluded while they were on the stand.

swaggering up to the stand and slumped down into it. After smiling at Becker he turned with a broad grin at Justice Goff. This grin brought no answering grin. Instead, the Judge opened up on the witness with a sharp curtain lecture.

COURT GIVES SULLIVAN A SEVERE LECTION. SEVERE LECTURE.

"When you were on the stand the last time," said Justice Goff to Sulli-van, "you were very disorderly. The any further outbreaks from you are going to be followed by summary punishment. You must exhibit no more of your explosiveness. Simply answer questions as they are put to

Sulliven turned to the Justice. "Aw," he said, "why can't I answer questions in my own way."
The Court-Silence, young man.
Mr. Hart-"Now, Your Honor, the defense objects to this examination of the witness unless the defense is permit-

tid to follow up the questions. The Court—Overruled. The Court—Overruled.

Q.—(By Mr. Moss)—What did
Webber say to Ross? A. Me said
he would give Rose \$1,000 if he
would not implicate me. Rose said,
'Oh, I'd frame Waldo or Mayor
Geynor to get out of here myself.'
Q. Was anything said on that accasion about the murder of Herman Rosenthal? A. No, that was all at—
Mr. Hart cut in an objection.

Mr. Hart cut in an objection. Q. Was anything said on that occa-sion concerning the murder of Herman Rosenthal? A. No, but Rose said to me that he and Webber had a stipulation from the District-Attorney that he was going to get them out if they testified against Becker. They tried to get me

against Hecker. They tried to get me
to go in with them.
Q. Was anything more said at
that time? A. Yes, you bet there
was. I said to Rose! Why you
hald-headed —, I'd see you in —
first. Then Rose said, 'We've got
to get out of here and it don't

The Parson's Advice:

with us?" Duchess of Marlborough Who Is Victim of Appendicitis



If we've got to testify against Becker, we've got to testify against him. Self-preservation,' he says, 'is the first law of human nature.' Q. You never heard that this defendant was charged with using force?

A. No; and I wouldn't have believed it if I had heard it.

This was all for the smiling Ben Moses, and Michael L. Delogi, an attorney-at-law, was called. We was called. The witness to be resulting the witness to be resulting a mild sensating when Mr. McIntyre arose.

"I ask now," he said, "for the privilage of calling Rose, Webber, Vallon and Schepps for further cross-examination upon newly discovered facts of the record and th

the counsel room at the formula give me all that conversation. A. I do not know what conversation you are talking The Court—Silence!

"Now," said Mr. McIntyre. "I'll show

About.

Q. With "Bridgie" Webber, about givlng you freedom? A. He said, "There
is only one way you can get out—and
the District-Attorney knows you are as

Mr. McIntyre—Look at the paper.

STAND TOGETHER.

"What did Webber say after that?"

"What did Webber say after that?" asked Mr. Moss.
"Webber said to me," said Sullivan, in short, choppy sentences, "I had you brought up here so that nobody could get to you in the Tombs. We're all plad. Jews here together and we're all in bad. Jews here together and we're all in bad. If you say you didn't see Bocker the murder we're all in bad. If you say you do as we want you, I'll give you you do as we want you, I'll give you is get out. If you want \$1,000 now just and see Bocker we're in good. If you say you up in business after we get out. If you want \$1,000 now just ask for it, or any sum you want—just name your price, but for God's sake corroborate us. We're in bad, but if you had only known about it the

sake corroborate us. We're in bad, but of the street from the Metropole.

"Yes. I said. 'I stopped one murder, and 'that is the reason you wouldn't let me in on this one.'"

As Sullivan got this long speech before the jury a smile broke out on the faces of Becker's counsel and the prisoner himself seemed highly elated. Mr. Moss, went on with the questions that had been ruled out. Q. What was said about immunity?
A. They said there wasn't any immunity for me. All I had to do was to lie for 'em and corroborate 'em. Otherwise I'd go to jall. And I did. Q. What was the proposition made as the District-Attorney. A. Those four men talked to me every day. When one get through the others took it up. old me to name my price. Q. What else did Rose, Webber and Vallen say to you. A. On Aug. 9 Rose, sot a teller from the District-Attorney, Half an hour later Webber and his wife called me in his cell. Webber

Mr. Whitman saying you were going to be indicted." Rose said: "Now, Jack, it is up to you. Won't you corroborate us and save yourself." I said: "I've got a lawyer looking after my interests, and you are trying to save BOTH SIDES REST-NOW FOR yourself. I wouldn't lie for you for

This ended the reading of the questions that had first been ruled out. Then Mr. McIntyre took up his second examination of Suilivan.

Q. What other talks did you have?

All the money in the world."

"Both sides rest then," announced Justice Goff. "Does the defense care to sum up now? How long will it take you to sum up. Mr. McIntyre?"

Mr. McIntrye—I shall be as expeditious

ANO; and I wouldn't have believed it if I had heard it.

This was all for the smiling Ben Moses, and Michael L. Delogt, an attorney-at-law, was called. He swore that the defence of his (Becker's allieged press agent). Charley Pillt, when Pillt was not trial on a charge of murder in General Moses, and the same of the same apply on the Becker had not paid a cent toward the defence of his (Becker's allieged press agent). Charley Pillt, when Pillt was not trial on a charge of murder in General Resistance.

"Who paid you'l' demanded Mr. Hart, "The State," said the vitness.
"Who paid you'l' demanded Mr. Hart, "The State," said the vitness.
"Joseph Silckien, another attorney, who had acted with Delogt for Pillt, defence."

Lewis A. Abrams, still another iaw-yer, who had assisted in getting Pillt acquitted, duplicated the testimony of Delogi and Silckien.

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Lewis A. Abrams, still another iaw-yer, who had assisted in getting Pillt acquitted, duplicated the testimony of the market of the more of the People's case that Becker had possible the absolute of the world and may yife will be the happlest woman is the world.

Lewis A. Abrams, still another iaw-yer, who had assisted in getting Pillt acquitted, duplicated the testimony of the market of the more of the people with their heads closs for the market of the more of the people with their heads closs for the ma

The Court then asked if Mr. Moss would have witnesses to call in re-hottal. The Prosecutor replied in the affirmative and spoke for a short delay. Then Justice Goff surprised the defense by announcing:

"The Court desires to notify the defense that it will allow the recall... ting of Jack' Sullivan and the witness Plitt to the stand for the purpose of alding the defendant in establishing his contention that there recommends against the stand of the purpose of alding the defendant in establishing his contention that there recommends against the stand of the purpose of alding the defendant in establishing his contention that there recommends against the stand of the purpose of alding the defendant in establishing his contention that there and denounced them, they continued to tell you these things? A. Sure.

Q. When you were in bad and were going to Q. And Webber and Valion? A. Yes.

Q. And Webber and Valion? A. Yes.

Q. And Webber and Valion? A. Yes.

The Court—All your motions are denied.

After a prolonged discussion Justice Goff said: "Court will now recess until 10 o'clock to-morrow morning. Mr. McIntyre will have until 2 o'clock to sum up. Curt will reconvene at the court will reconvene at the court will reconvene at the time.

Q. When you were in bad and were going to Q. And Webber and Valion? A. Yes.

Q. And Webber and Valion? A. Yes.

After a prolonged discussion Justice Goff said: "Court will now recess until 10 o'clock to-morrow morning."

Webber talk to you of the murder of Rosenthal? A. No. until we got into the court will now recess until 10 o'clock to-morrow morning."

The Court —All your motions at that the me.

Q. When you were in bad and were going to they were going to they were in bad and were going to they were in bad and were going to the they were in bad and were going to the they were in bad and were going to the they were in bad and were going to the they were in bad and were going to the

'Aw," shouted Sullivan, "lem'me tell

DRIVER OF THE MURDER CAR ON THE STAND.

At the afternoon session the State be-

FULL WEIGHT GUARANTEED INSIDE EVERY PACKAGE

fired. The men ran to my car and lumped in. One held a revolver in his hand. He put it to my head and ordered me to drive away.

Q. How long did that take. A. Thirty to thirty-five seconds.

"Was the name Becker mentioned in your presence by any of those four men."

Justice Spring was about sixty-two years of age. He was designated to the Appellate Division, fourth department, on Jan. 10, 1889, succeeding men."

men."
Objections sustained,
Q. Have you talked to Jack Sullivan
in the tombs? A. Yes.
Mr. McIntyre cross-examined.

Mr. McIntyre cross-examined.
Q. Mr. Shapiro, after you stopped your car in Forty-third street and when you started up again, did you see Schepps and Vallon? A. No, sir.
Q. Isn't it a fact they got in your car and rode away? A. They did not. Shapiro was excused.
The prosecutor's effort to connect Becker with the murder of Rosenthal through the testimony of Shapiro had falled and it was not apparent that his testimony was of any value to either

testimony was of any value to either the people or the defense.

PLITT COMES BACK AT THE ORDER OF GOFF. Louis Pitt, brother of Charles Plits jr., was then recalled to answer ques-tions which Justice Goff had once ex-

tions which Justice Golf had once ex-cluded but which he now was willing to have answered. The defense declined to ask the questions and the Court or-dered Mr. Moss to read Mr. McIntyre's former questions.

The first question dealt with Rose's talk to Piltt in the Tombs. talk to Plitt in the Tombs.

"Rose told me then," said Plitt. "that Li.ut. Becker had nothing to do with that \$1,500 loan to Rosenthal. Rose said

that \$1.000 loan to Rosenthal. Rose said to me: I was a bankrupt and had to adopt that fake method of lending that money to Rosenthal. Becker had noth-ing to do with the loan." "Later," continued Plitt, "I asked Rose if he (Becker) had anything to do with

said Rose had applied to Rosenthal.

"He was responsible for all his own trouble,' Plitt said Rose declared. "If it had not been for him I would not be nere.

had not been for him I would not be nere

That ended Plitt's examination. As Pitt was dismissed Mr. Moss said he did not know of any other witness to call. Justice Goff asked Mr. McIn-Mariborough, formerly Consuelo Van-day, but was postponed for a few days. ness in rebuttal. Mr. McIntyre asked to derbilt, who was ordered by her physi-The Duchess was threatened with have Caroner Feinberg called. The Cor-"May it please the Court," said Mr. McIntyre, "these witnesses are all under subpoens to be here to-day. I do not know why they are not here. May I sak for a delay of half an hour?"

The Court—Request declined. Call the next witness.

Mr. McIntyre then asked permission to recall witness Samuel Goodman for

said that was all for bim.
"I have no - ne else to call," said the lawyer huskily. "I'm through."

JUSTICE SPRING DEAD. ROCHESTER, N. Y., Oct. 22.-Supreme Court Justice Alfred Spring of

Franklinville died early to-day at the Platt's The Odorless

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We carry the most elaborate assort-ment of this season's best hand-tailgred garments at prices much lower than what you are accustomed to pay. WEST ENG C 2858 3d Ave., 149th St., Bronx

"How Jones Bought His Home on \$100 Down." This interesting booklet upon request. Otto Singer, Inc., 148 Kings High. way. Brooklyn. N. T.

DIED.

LAVIN.—Oct. 20. FRANCIS LAVIN. be loved husband of Elien Lavin (ne. Hathe). native of Parish of Geeves. County Silgo. Ireland.
Funeral from his late residence. 21. East 101st st.; thence to St. Cecilla.
R. C. Church. 106th st. Requirem mas Wednesday at 9.30 A M. Intermental Calvary.



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